

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,  
IN AND FOR BROWARD COUNTY, FLORIDA**

**STATE OF FLORIDA,**

Plaintiff, :

**Vs.**

**WARRANT TO ARREST**

**MARCO RICO**

**W/M, DOB: 11/27/1986**

Defendant, :

.....:

**IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR THE  
SHERIFFS AND CONSTABLES OF THE STATE OF FLORIDA**

**WHEREAS**, Detective Wilson De Jesus of the Broward Sheriff's Office County of Broward, State of Florida, has this 25<sup>th</sup> day of October A.D. 2019, made application for an Arrest Warrant via electronic means pursuant to F.S. 901.02(3), said application being supported by the General Affidavit for an Arrest Warrant, wherein it is alleged that the Affiant has reason to believe and does believe that one **MARCO RICO, W/M, DOB: 11/27/1986**, did then and there:

**COUNT I**

**MURDER IN THE FIRST DEGREE**

On October 19<sup>th</sup>, 2019, at approximately 2:30 a.m., **MARCO RICO, W/M, DOB: 11/27/1986** did then and there unlawfully murder CAR, by shooting him with a firearm and said **MARCO RICO, W/M, DOB: 11/27/1986** acting as a principal, did so either with a premeditated intent and/or while engaged in the commission of or in the attempt to commit a robbery, contrary to F.S. 782.04(1), and F.S. 775.087(1) & (2) (a) and F.S. 777.04.

**COUNT II**

**ROBBERY WITH A FIREARM**

On October 19<sup>th</sup>, 2019 at approximately 2:30 a.m., **MARCO RICO, W/M, DOB: 11/27/1986** did unlawfully, as a principle, take from the person or custody of CAR certain property to-wit:

iPhone, red Nike sneakers, Bench Made knife, wallet with \$55 dollars in it and Car's keys, with the intent to permanently or temporarily deprive CAR of a right to the property or benefit therefrom, by the use of force, violence, assault or putting the said CAR in fear, and in the course thereof, there was a firearm in the possession of Torrey Javonte Holston, and during the commission of said felony Torrey Javonte Holston did actually possess said firearm and Torrey Javonte Holston did discharge said firearm, and inflicted death to CAR, contrary to F.S. 812.13(2)(a), F.S. 775.087(2)(a)1.c., and F.S. 775.087(2)(a)2., (L9), F.S. 777.04.

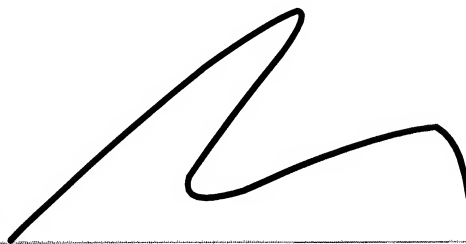
**COUNT III**  
**CRIMINAL CONSPIRACY**

On October 19<sup>th</sup>, 2019, **MARCO RICO, W/M, DOB: 11/27/1986**, Torrey Javonte Holston and Jose Efrain Garcia Romero, did then and there agreed, conspired, combined, or confederate with each other to commit the criminal offenses, to wit: arm robbery, contrary to F.S. 777.04(3) and F.S. 812.13(1)&(2)(a).

The offenses set forth in the foregoing Warrant are contrary to the statutes in such case made and provided, and against the peace and dignity of the State of Florida. Attached hereto and made a part hereof by incorporation is the affidavit executed by Detective Wilson De Jesus CCN 157111, Affiant herein.

**THESE ARE, THEREFORE**, to command you forthwith to arrest the said **MARCO RICO, W/M, DOB: 11/27/1986** and bring him before me to be dealt with according to law.

Given under my hand and seal the 25<sup>TH</sup> day of, October A.D. 2019.



**THE HONORABLE JUDGE MARIYA WEEKES**  
**JUDGE OF THE CIRCUIT COURT**

RECEIVED the Warrant on the 25<sup>TH</sup>

IN THE CIRCUIT COURT OF THE  
SEVENTEENTH JUDICIAL CIRCUIT, IN AND FOR  
BROWARD COUNTY, FLORIDA

Day of October, 2019  
and executed the same on the 25<sup>TH</sup>  
Day of October 2019 by arresting the  
Within-named **Defendant and having him**  
now before the Court

STATE OF FLORIDA

Vs.

MARCO RICO, W/M, DOB: 11/27/1986  
DEFENDANT

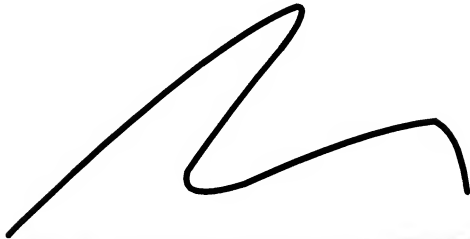
ARREST: \_\_\_\_\_  
RETURN: \_\_\_\_\_  
MILEAGE: \_\_\_\_\_  
COMMITMENT: \_\_\_\_\_  
RECOMMITMENT: \_\_\_\_\_  
RELEASE: \_\_\_\_\_  
TOTAL: \_\_\_\_\_  
\_\_\_\_\_ SHERIFF

WARRANT TO ARREST

BOND as to Count 1 is hereby fixed at \$ No Bond Hold For Magistrate

BOND as to Count 2 is hereby fixed at \$ No Bond Hold For Magistrate

BOND as to Count 3 is hereby fixed at \$ No Bond Hold For Magistrate



\_\_\_\_\_  
THE HONORABLE JUDGE MARIYA WEEKES  
Judge of the Circuit Court

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,  
IN AND FOR BROWARD COUNTY, FLORIDA**

**STATE OF FLORIDA,**

Plaintiff, :

**Vs.**

**AFFIDAVIT TO ARREST**

**Marco Rico,**

**W/M, DOB: 11/27/1986**

Defendant, :

.....:

The undersigned Affiant, Detective Wilson De Jesus of the Broward Sheriff's Office, County of Broward, State of Florida, hereby submits this affidavit and application for arrest to the Honorable Mariya Weekes, Judge of the Circuit Court of the Seventeenth Judicial Circuit in and for Broward County, State of Florida.

This affidavit and application is hereby electronically submitted bearing your Affiant's signature supported by oath or affirmation in compliance with F.S. 901.02(3), in which the Affiant deposes and says that on or about the 19 day of October A.D. 2019, in the County and State aforesaid, one **MARCO RICO, W/M, DOB: 11/27/86** did then and there:

**COUNT I**

**MURDER IN THE FIRST DEGREE**

On October 19<sup>th</sup>, 2019, at approximately 2:30 a.m., **MARCO RICO, W/M, DOB: 11/27/1986** did then and there unlawfully murder CAR, by shooting him with a firearm and said **MARCO RICO** acting as a principal, did so either with a premeditated intent and/or while engaged in the commission of or in the attempt to commit a robbery, contrary to F.S. 782.04(1), and F.S. 775.087(1) & (2) (a) and F.S. 777.04.

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On October 19<sup>th</sup>, 2019 at approximately 2:30 a.m., **MARCO RICO, W/M, DOB: 11/27/1986** did unlawfully, as a principle, take from the person or custody of CAR certain property to-wit:



iPhone, red Nike sneakers, Bench Made knife, wallet with \$55 dollars in it and Car's keys, with the intent to permanently or temporarily deprive CAR of a right to the property or benefit therefrom, by the use of force, violence, assault or putting the said CAR in fear, and in the course thereof, there was a firearm in the possession of Torrey Javonte Holston, and during the commission of said felony Torrey Javonte Holston did actually possess said firearm and Torrey Javonte Holston did discharge said firearm, and inflicted death to CAR, contrary to F.S. 812.13(2)(a), F.S. 775.087(2)(a)1.c., and F.S. 775.087(2)(a)2., (L9), F.S. 777.04.

**COUNT III**  
**CRIMINAL CONSPIRACY**

On October 19<sup>th</sup>, 2019, **MARCO RICO**, Torrey Javonte Holston and Jose Efrain Garcia Romero, did then and there agreed, conspired, combined, or confederate with each other to commit the criminal offenses, to wit: arm robbery, contrary to F.S. 777.04(3) and F.S. 812.13(1)&(2)(a).


**GROUND FOR ISSUANCE**

The following grounds constitute this Affiant's reason for his belief that the laws of the State of Florida were violated as stated above and the facts establishing the grounds for this affidavit and the probable cause for believing that such facts exist are as follows:

**AFFIANT QUALIFICATIONS**

Your affiant is a Detective at the Broward County Sheriff's Office Homicide Unit. The Broward Sheriff's Office Homicide Unit investigates all Homicides within our jurisdiction and other suspicious and unattended deaths. The Broward County Sheriff's Office Homicide Unit the training and tools law enforcement needs to successfully carry out its mission. Your affiant, Detective Wilson De Jesus, has been a sworn Law Enforcement Officer for the Broward County Sheriff's Officer for over eleven (11) years.

Your Affiant has participated in a number of investigations into numerous types of criminal activities including fraud, theft, dealing in stolen property, narcotics, and Homicides. These investigations have included the utilization of surveillance techniques, the interviewing of subjects and witnesses, and the planning and execution of search, arrest and seizure warrants.



Your Affiant is conducting an investigation involving a Homicide and related activities of the individual(s) named herein. Your Affiant has personally participated in the investigation of the offenses referred to herein, and because of this personal participation in this investigation and reports made by members of the participating law enforcement agencies, your Affiant is familiar with the facts and circumstances of this investigation. Your Affiant has participated in investigations involving Homicides. Your Affiant also has assisted in several Homicide investigations, which have involved reviewing examples in all forms of media including computer media, and have discussed and reviewed these materials with other law enforcement officers.

**PROBABLE CAUSE**

**On Saturday, October 19th, 2019, at approximately 5:58 a.m.,** Broward Sheriff's Office Deputies responded to 4520 El Mar Drive, Lauderdale by the Sea, in response to a death. Upon arrival, Deputies discovered the deceased body of a white male on the patio of the Southern Seas "On the Ocean" community. The victim was pronounced deceased by America Medical Response Paramedic David Burgess at 6:02 a.m.

At the time the victim had not been identified because the victim did not have his shoes, his wallet, his cell phone or any other property other than a credit card receipt from the Outback Steak House, 6201 N Federal Highway, Fort Lauderdale Florida. The Outback Steak House receipt showed that it was paid with an American Express credit card with the last four digits being 3009. The victim's latent prints were collected on the scene and sent over to the Broward Sheriff's Office Biometric Unit for further analysis.

Your affiant was called to the scene and observed the decedent lying on his stomach on the floor of the courtyard to the Southern Seas "On the Ocean" community. The victim was wearing a black long sleeve "Columbia" shirt, blue Jeans, black belt and black socks. The victim was found to have suffered a gunshot wound to the back of his head. Furthermore, a .22 caliber casing was locating within the proximity of the victim.

Through investigative means, and with the confirmation of the latent prints collected from the victim on scene, the victim was identified as CAR W/M, DOB: 12/03/1979. On October 20<sup>th</sup>

2019, at approximately 9:30 a.m., Dr. Juste of the Broward County Medical Examiner's Office conducted the autopsy of the victim. Dr. Juste concluded the cause of death to be a gunshot wound to the head and the manor was homicide.

At approximately 2:45 p.m., I responded to the victim's residence. Once there, I met with AP, W/F, DOB: 09/05/1990. AP stated that she lives with CAR at that residence. AP stated that CAR's phone number was (954) 448 - 4952. AP stated that CAR always has his phone with him. AP stated that CAR updates his Facebook status through his phone at least once a day. AP also stated that she had contacted CAR on his phone on the night of this incident.

At approximately 3:20 p.m., a recorded sworn statement was obtained from AP; she stated that she has lived with CAR for the last two years at the victim's address. AP stated that CAR had recently started dating AH, W/F, DOB: 12/19/1984. AP stated that AH used to date BH, W/M, DOB: 03/23/1978. AP stated that BH had recently gotten out of prison and BH was upset that CAR was now dating AH. It should be noted that at approximately 2:39 a.m., CAR cell phone was pinned to with a location accuracy likely better than 300 meters from 080071.819W, 0261124.940N (27 NE 51<sup>st</sup>, Street, Fort Lauderdale). It should be noted that the victim was found deceased at 4520 El Mar Drive, Lauderdale By The Sea. According to Google Maps, this is approximately 1.7 miles away from where the victim was found.

At approximately 5:00 p.m., I met with CAR's brother, RR, who was notified as to next of kin and further confirmed CAR's phone number as (954) 448 – 4952. RR stated that CAR always has his phone with him and that he had spoken to him on the date of this incident on the phone. Furthermore, RR stated that CAR had concerns because he had received a phone call from an ex-girlfriend a week before this incident telling CAR that her husband had found out that he might not be the father of the baby that she had. RR further explained that CAR had been sleeping with this ex-girlfriend approximately one year ago and that she had gotten back with her husband a short time after. A short time after that, the ex-girlfriend stated that she was pregnant but she did not know who the father was.

At approximately 8:07 p.m., BH responded to the Broward Sheriff's Office, Public Safety Building (2601 W Broward Blvd, Fort Lauderdale, Florida), with his Attorney, Frank Maister from Frank Maister Law (1 E Broward Blvd, Fort Lauderdale, Florida) in order to provide a recorded

sworn statement. BH stated that on October 18<sup>th</sup>, 2019 that he went to Aruba's, and saw the victim there drinking with a group of people. BH stated that he knew the victim but he did not have any dealings with him on October 19<sup>th</sup>, 2019. Furthermore, CAR was seen going north on El Mar Drive at approximately 1:07 a.m., and after extensive review of all video, BH was not seen following or near the victim after he left the Village Pump at approximately 12:58 a.m.

**On October 21<sup>st</sup>, 2019, at approximately 1:00 p.m.,** I met with AP at the victim's residence. AP signed a consent to search of the residence. From within the residence, I collected several items from within, along with a Dell PC tower, Acer PC tower, an Apple iPad and a Samsung Tablet. While there, the victim's father, RR signed a consent to search for these items on behalf of the victim. The victim's father stated that CAR possibly had his Bench Made Knife with a serial number of 2551SBK. The victim's father stated that CAR always carried this knife with him and that it was now missing. The empty box was located within the victim's bedroom.

**At approximately 4:00 p.m.,** I was contacted by the Broward Sheriff's Office Internet Technology Department, who stated that they had found an iCloud account for the victim. The iCloud Account was connected to [www.Razzo20@Gmail.com](mailto:www.Razzo20@Gmail.com). Furthermore, the victim's iCloud account was also linked to the victim's cell phone (954) 448-4952.

**On October 22<sup>nd</sup>, 2019, at approximately 10:58 p.m.,** Honorable Circuit Court Judge John Murphy, signed a Historical Contents or Electronic Communication Search Warrant for CAR's cell phone with these facts.

**At approximately 1:57 p.m.,** Honorable Circuit Court Judge John Murphy, signed a Historical Cell Site Search Warrant for CAR's cell phone with these facts.

**On October 23<sup>rd</sup>, 2019, at approximately 12:23 p.m.,** AT&T provided CAR's phone records and Global Positioning Device records through coordinates (GPS) (Longitude and Latitude). These GPS points, were plugged into a map and it showed that on October 19<sup>th</sup>, 2019, between the hours of 1:15 a.m., and approximately 2:33 a.m., the victim's cell phone stayed on the same general area. That area was east of Ocean Drive and south of Washingtonia Avenue in the City of Lauderdale By The Sea. This was consistent the witness statements obtained from where the victim was found. The witnesses stated that they had heard a single gunshot at approximately 2:35 a.m., within a couple of minutes, GPS cell cite records showed that the victim's cell phone



was traveling south on El Mar Drive from the incident location and then West on Commercial Blvd.

Furthermore, at approximately 2:36:24 a.m., the victim's historical cell phone records showed that the cell phone was at latitude 26.189576912932225 and longitude -80.09566158056259. This was in an accuracy of 400 meters. That particular longitude and latitude placed the victim's cell phone on the draw bridge located on Commercial Blvd just west of Trade Winds Avenue West. At this same location, the City of Lauderdale By The Sea had permanently placed a License Plate Reader Cameras (LPR). These License Plate Readers captured all vehicles entering and exiting the City of Lauderdale By The Sea. At approximately 2:37:24 a.m., (within one minute) a picture of a black Nissan Sentra with a Florida License plate number of Y11HWG was captured going west bound on lane number two.

It should be noted that video surveillance was obtained from the following locations:

1. High Noon (4424 El Mar Drive, Lauderdale By The Sea)
2. 101 Ocean Café (101 Commercial Blvd, Lauderdale By The Sea),
3. From the City surveillance cameras which are managed and operated by the City of Lauderdale By The Sea and they are monitored by the Broward County Sheriff's Office.
4. And from many other locations within this vicinity.

It should be noted that at approximately 2:27 a.m., a black vehicle matching that of the Nissan Sentra was observed going south on El Mar Drive and making a U-turn at Commercial Blvd and then heading north once again. At approximately 2:33 a.m., a black vehicle matching the description of the black Nissan Sentra was seen traveling back south on El Mar Drive at a high rate of speed, running the stop sign on Commercial Blvd and traveling west on that same road. At approximately 2:35 a.m., a black vehicle matching the description of the Nissan Sentra was captured traveling westbound on Commercial Blvd getting to the latitude and longitude mentioned above (26.189576912932225: -80.09566158056259). The owner of the vehicle was identified as AR, W/F, DOB: 03/22/1960.

At approximately 9:55 p.m., I met with AR at her place of residence in Palm Beach County. AR provided a sworn recorded statement in which she stated that she is the registered

owner of the black Nissan Sentra with a Florida License Plate number Y11HWG. Furthermore, AR stated that her son, who was identified as Marco Rico, W/M, DOB: 11/27/1986 was the person who always drives that vehicle. AR stated that she has not driven the Nissan Sentra in approximately three weeks and that she was not driving the vehicle on October 19<sup>th</sup>, 2019 at approximately 2:30 a.m. AR stated that her son (Marco Rico) was inside the residence sleeping.

AR stated that I could enter her residence and make contact with Marco Rico. I then entered her residence and walked through the living room and made a right and walked up to Marco Rico's bedroom door which was opened. I asked Marco Rico if he would come with me to provide a statement. Marco Rico agreed, he got dressed and I transported him, without any handcuffs and in an unmarked police vehicle, to the Palm Beach County Sheriff's Office Headquarters for a sworn statement.

Once there, we were let inside the building by a Palm Beach Sheriff's Office Homicide Detective who took us to the interview room. Once inside the interview room, I left the door ajar and explained to Marco Rico that he was free to leave at any time he pleased. I then read Marco Rico his Miranda Warnings and he provided the following statement:

Marco Rico stated that on October 18<sup>th</sup>, 2019, he was working at a Chinese restaurant named Tokyo Peking Cuisine (8831 Hypoluxo Rd, Lake Worth, Florida). Marco Rico stated that he started to work at approximately 5:00 p.m., and left at approximately 10:00 p.m., because he had a late delivery. Marco Rico then went to pick up a female who he only knows as "Yinka" from the train station within Palm Beach County. From there, they went to his illegal drug dealer's residence to purchase some marijuana. Marco Rico purchased some illegal narcotics and he proceeded to smoke them inside his vehicle by the drug dealer's residence. Marco Rico stated that after they were done doing illegal drugs, he drove back to the train station, dropped off "Yinka" and he went back home (1300 Madison Chase, #3, West Palm Beach Florida). Marco Rico stated from the night of October 18<sup>th</sup>, 2019, he stayed home until the day of October 19<sup>th</sup>, 2019 at approximately 3:00 p.m. Marco Rico confirmed that he was in possession of the Nissan Sentra until he parked his vehicle at his residence. When he woke up, he still had the keys to the vehicle and the vehicle was still parked outside his residence.

I then showed Marco Rico the hit from his license plate (for the Nissan Sentra) showing that he was leaving Lauderdale By The Sea at approximately 2:37 a.m. At this time, Marco Rico stated that his girlfriend, CP, W/F, DOB: 06/15/99 might have taken his vehicle and driven to that location without his knowledge. Once confronted with further evidence, another LPR hit, from Lauderdale By The Sea of the Nissan Sentra entering the City at approximately 1:25 a.m.; Marco Rico stated that he must have been off on his time line. I then told Marco Rico that his time line must have been off for almost two hours because according to google maps, it takes approximately 55 minutes from his residence to reach Lauderdale By The Sea in a vehicle.



At this same time, Detective Jeff Curtis of the Broward County Sheriff's Office Homicide Unit responded to 1300 Madison Chase number 3, West Palm Beach, Florida and obtained a sworn recorded statement from CP. CP stated that she was at a Motel 6 located at 1310 W Lantana Rd, Lantana Florida with another male. CP called Marco Rico to pick her up from that Motel. A short time after, Marco Rico arrived in the black Nissan Sentra with a Florida License plate number Y11HWG along with a male known as "Cobra", a male known as "Six" and a female known as "Yinka". Once there, the male known as "Six", got out of the vehicle, retrieved a firearm and followed the male that was with CP. Once they got to the pool area, the male known as "Six", pointed the firearm at the male that was with CP and shot at him four times. This case was recorded under Lantana Police Department case number 19-002458. It should be noted that four .22 caliber casings were located in the same area where the male

known as "Six" was shooting. After the shooting, "Yinka", "Six", "Cobra", CP and Marco Rico got inside the Nissan Sentra and left the scene.

CP stated that Marco Rico was the driver of the vehicle and he drove them to Lauderdale By The Sea. Once there, Marco Rico and CP went to the beach to engage in intercourse, "Six" and "Cobra" were walking around and "Yinka" walked off in an unknown direction and was not seen again that night. At approximately 30 minutes later, Marco Rico and CP returned to the vehicle. Once there, they met with "Six" and "Cobra". "Six" told them to go by the hotel down the street where there was a male possibly overdosing. Marco Rico drove them to the Hotel which was identified as Southern Seas On the Ocean which is located at 4520 El Mar Drive, Lauderdale By The Sea, Florida. Once there, "Six" and "Cobra" exited the vehicle and went to the male on the floor. According to CP, knowing the plan that "Six" and "Cobra" were about to rob the victim, with the firearm that "Six" was in possession of, Marco Rico and CP remained in the car, prepared to take them away from the scene. Once there, "Six" and "Cobra" took the victim's red Nike sneakers, a wallet containing \$55 dollars in cash, cell phone, keys and pocket knife. It should be noted that these items were consistent with the items missing from CAR. Furthermore, these items missing were never released to the media and they were only knowledge to Law Enforcement.

CP stated that "Six" and "Cobra" got back in the vehicle and told Marco Rico to leave. Once down the street, "Six" told Marco Rico to make a U-turn because he was going to make CAR provide the pin code for his cell phone. Marco Rico made a U-turn and returned to the Southern Seas On the Ocean. Once there, "Six" and "Cobra" exited the vehicle, "Six" went up to the victim who was on the floor drunk and defenseless and pointed a firearm to the victim's head. CP stated that "Six" told the victim to provide his Pin code; however, CP thought that he was too drunk to even know what's going on. CP then stated that CAR passed wind and "Six" shot CAR in the head one time.

CP stated that Marco Rico then drove them back to Palm Beach County. CP was then transported to the Palm Beach County Sheriff's Office Headquarters where she was interviewed by Lantana Police Detective Dipolito. While on video, CP stated that "Six" name was Torrey and "Cobra" was known as Jose. CP then provided a video demonstration (basic reenactment) of the

Homicide. CP showed how the victim was laying on the floor with his head on the bottom step of the stairs of the hotel. CP stated that Torrey got upset when CAR passed wind and he shot the victim in the head one time. CP stated that the victim was either overdosing or very intoxicated because he was defenseless. CP stated that after the Homicide, they traveled south on El Mar Drive and then westbound on Commercial Blvd. CP stated that Torrey threw CAR's cell phone SIM card out the window on interstate 95 and that once they got to Palm Beach County, Marco Rico dropped off Torrey and Jose. When Torrey and Jose exited the vehicle, they took all of CAR's property with them. CP stated that Torrey still had the firearm he used for the Lantana shooting and the Homicide in his possession. CP admitted that they saw the Homicide on the news and Marco Rico and she, discussed fleeing to avoid capture.

CP agreed to take Detective Jeff Curtis and Lantana Detective Dipolito to where Jose lived and where Torrey lived. CP identified Jose's address as 1623 Parkway Ct, Greenacres, Florida, 33413-3079. CP then identified Torrey's address as 6120 Forest Hill Blvd, Apt # 205, West Palm Beach, Florida. After CP showed them Torrey's and Jose's residence a photo lineup was generated.

On October 24th, 2019, at approximately 7:55 a.m., Detective James Hayes, who had no involvement in this investigation, showed two photo lineups to CP. CP identified "Six" also known Torrey Javonte Holston, B/M, DOB: 04/25/2000. CP then identified "Cobra", also known as Jose Efrain Garcia Romero, W/M, DOB: 12/14/98.

At approximately 2:54 p.m., Broward County Sheriff's Office Crime Lab received the casings that were collected from the Lantana (Motel 6) shooting. These four casings were .22 caliber and they matched the casing collected from this homicide and the lab determined that they had been fired from the same firearm. These findings were recorded under the Broward County Sheriff's Office lab case number 19-11643.

At approximately 5:04 p.m., Detective Wilson De Jesus CCN 15711, of the Broward County Sheriff's Office Homicide Unit, obtained a sworn recorded statement from "Yinka", AKA "Yinka", B/F, DOB: 10/04/94. "Yinka" stated that she has known Marco Rico since 2014 because of a mutual friend. "Yinka" stated that on October 18th, 2019, at approximately 9:30 a.m., "Yinka" communicated with Marc Rico by cell phone and agreed to meet at the Deerfield

Beach train station. At approximately 10:00 p.m., Marco Rico showed up in a black Nissan four-door sedan and picked her up. Yinka stated that they went to "Jose's" residence which is located somewhere on Jog Road Yinka stated that "Jose" is Marco Rico's drug dealer and Marco Rico went there to pick "Jose" and a "black guy" up.

At approximately 10:15 p.m., Marco Rico, "Jose", "a black guy", and "Yinka" left to a Motel 6 located somewhere in Lantana or Lake Worth, Florida. Once there, they met with a white female with a cat, whom she has never met before. A short time after, Marco Rico, "Jose", "a black guy", and "Yinka" left the Motel 6 and went to a nearby gas station. Once at the gas station, Marco Rico started to receive phone calls from the female he had left at the Motel 6. Marco Rico, "Jose", "a black guy", and "Yinka" got back in the black four-door Nissan and went back to the Motel 6 located in Lantana or Lake Worth, Florida. According to "Yinka", while they were on their way back to the Motel 6, the person who she identified as the black guy sitting behind the driver seat, retrieved a black firearm from a black holster which was concealed on his left side of his hips.

While the person who "Yinka" identified as a black guy was showing his firearm to them, Marco Rico was on his phone with the female that was at the Motel 6. Marco Rico was telling that female to tell the other person that was with her, that they had guns and that they weren't afraid. According to "Yinka", the black guy was collaborating with Jose and Marco Rico when they were all saying and agreeing that they have guns and that they were going to shoot him. "Yinka" specifically stated that Jose stated: "we can rob him and we can shoot him". Once they get to the Motel 6, the white female with a cat entered the vehicle and Jose and the black guy exited the vehicle and started to chase the male that was with the white female and the cat.

"Yinka" stated that once Jose and the black guy went into the courtyard of the Motel 6, she heard three to four gunshots. A couple of minutes later, the black guy and Jose returned to the vehicle and Marco Rico drove them all away. While driving away, "Yinka" observed that the female with the cat that was sitting in the middle rear seat of the vehicle was concerned and scared. Marco Rico then stated that they couldn't find them because everything he owns is under his sister's name. According to "Yinka", she stated that the black guy sitting behind Marco Rico's seat, stated: "I think I saw him slump over". "Yinka" believed that this meant that they

had shot the male that they were chasing into the Motel 6. According to "Yinka", Jose corroborated in the statement that the black guy was making.

"Yinka" stated that it was her idea to go to Lauderdale By The Sea because she was going to be closer to home and she had been in the city in the past. "Yinka" stated that they went south on Interstate 95 and then east on Commercial Blvd and into the city. Once at Lauderdale By The Sea, all person's exited the vehicle and the white girl with the cat went to hug Marco Rico as if they were dating. "Yinka" felt out of place because she was there to "hook up" with Marco Rico. "Yinka" stated that the black male and Jose stated that they wanted to go "rob some people" in the presence of Marco Rico and "CP". "Yinka" did not feel comfortable and wanted to leave. "Yinka" saw Marco Rico and the female with the cat going towards the beach to have sexual relations. "Yinka" then saw the black guy and Jose start to look for potential victims and she then called a Lyft at approximately 1:45 a.m. "Yinka" showed me her cell phone application for Lyft and it showed that she got home at approximately 2:14 a.m.

At approximately 6:03 p.m., Detective Kevin Nitsch, of the Broward County Sheriff's Office Homicide, who had no involvement in this investigation, showed three photo lineups to "Yinka". "Yinka" was not able to identify who the black male was. "Yinka" did identify Jose Garcia Romero but, she was not certain. A single photograph was shown of Marco Rico because she has known him since 2014. And on the last photo lineup, "Yinka" was able to identify Cheyenne Papach as the female that was in the black four-door Nissan. She also identified her as the person who was picked up from the Motel 6. Although, "Yinka" could not identify the black male, she was able to describe the firearm that he was holding. "Yinka" stated that the firearm was black in color, kept in a black holster on his waist band. According to "Yinka", the firearm was L-shape, black in color, not a revolver and she held up with her hands the approximate length of the firearm.

At approximately 10:10 p.m., Palm Beach Sheriff's Office Detectives and SWAT Operators executed a search warrant pursuant to the incident in the City of Lantana at the Motel 6 at 6120 Forest Hill Blvd, #205, West Palm Beach, Florida. It should be noted that this residence is occupied by Torrey Javonte Holston and his parents. From within the residence, in the north game

room of this two bedroom apartment, several .22 caliber rounds were located within the residence. These rounds are consistent with the caliber of the casings located at both, the Motel 6 in Lantana, and the crime scene at Lauderdale By The Sea. This search warrant and report was recorded under Palm Beach Sheriff's Office case number 19-129697.

On October 25, 2019, at approximately 1:10 a.m., Detective Jeff Curtis interviewed Torrey Holston at the Palm Beach County Sheriff's Office Headquarters. Torrey Holston was arrested in Palm Beach County for a warrant from that County. Post Miranda Warnings, Torrey Holston stated that he was in the black Nissan Sentra while they were at the Motel 6. However, Torrey Holston denied going down to Broward County. Torrey Holston stated that he has not been in Broward County in approximately one year.

Based upon the facts outlined above, your affiant believes to have probable cause for the following:

1. Marco Rico, W/M, DOB: 11/27/1986, for Murder in the First Degree with a Firearm, contrary to F.S. 782.04(1), 777.011, F.S. 774.04, F.S. 775.087(1)&(2)(a) and Robbery with a Firearm, contrary to F.S. 812.13-2c, 777.011 and F.S. 774.04 and Criminal Conspiracy contrary to F.S. 777.04(3).

MNI



The offenses set forth in the foregoing Affidavit are contrary to the statutes in such case made and provided, and against the peace and dignity of the State of Florida.

This affidavit is hereby submitted bearing your Affiant's signature supported by oath or affirmation in compliance with F.S. 901.02.

I, Detective Wilson De Jesus, having been duly sworn, say that the facts contained herein, are true and correct to the best of my knowledge, information and belief.

Det. W. DeJesus CCN 15711

  
**AFFIANT/DETECTIVE WILSON DE JESUS 15711**  
**BROWARD SHERIFF'S OFFICE**

The foregoing instrument was duly sworn to and subscribed before me this 25<sup>th</sup> day of October 2019, by Detective Wilson De Jesus who is personally known to me or who has produced (ID) as identification and who DID take an oath.

Officer Administering the Oath (Signature) \_\_\_\_\_



Officer Administering the Oath (Printed Name) \_\_\_\_\_

**Sgt. K. Forsberg CCN 13537**

